IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWELFTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO: 8117 of 2005

Between:

1 Shettypally Balaiah, S/o. Late Mankaiah,
Muthwalliguda Village, Ghatkesar Mandal,
Ranga Reddy District.
2 Shettypally Pochaiah, S/o. Late Mankaiah,
Muthwalliguda Village, Ghatkesar Mandal,
Ranga Reddy District.
3 Shettypally Ramulu, S/o. Late Mankaiah,
Muthwalliguda Village, Ghatkesar Mandal,
Ranga Reddy District.

..... PETITIONERS

AND

1 The Joint Collector, R.R. District, at Hyderabad.
2 The R.D.O., Hyderabad East Division, Kattalmandi,

R.R.District, at Hyderabad.
3 The M.R.O.,Ghatkesar Mandal, R.R.District.
4 Gaddam Sathaiah, S/o. Late Ramulu,
Muthwalliguda village, Ghatkesar Mandal, R.R.District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue order or direction more particularly one in the nature of writ of mandamus declaring the action of the 1st respondent Joint Collector, R.R. District at Hyderabad, in not disposing of the stay petition in Appeal No.D5/P5/6/05 pending before him as bad and consequently direct the 1st respondent to dispose of the Appeal and the

Stay Petition in accordance with law.

Counsel for the Petitioners: MR.VENKATA RAM REDDY PANDUGA

Counsel for the Respondents 1 to 3: GP FOR REVENUE

The Court at the stage of admission made the following:

HONOURABLE MS.JUSTICE G.ROHINI

WRIT PETITION NO.8117 OF 2005

ORDER:

The fourth respondent herein preferred an appeal under Section 5(5) of the A.P. Rights in Land and Pattadar Pass Books Act, 1971 (for brevity 'the Act), aggrieved by the order directing rectification of the revenue records in respect of the land in Sy.No.1 to an extent of Ac21-05 cts. of Mutwelliguda village, Ghatkesar Mandal. The said appeal was allowed by an order dated 12-01-2005 directing deletion of the names of the petitioners herein from the records observing that their names were recorded without any valid documents. Accordingly, the Mandal Revenue Officer was directed to rectify the entries. Aggrieved by the said order, the petitioners herein preferred a revision petition under Section 9 of the Act, seeking stay of the order dated 12-01-2005. The grievance of the petitioners is that the first respondent failed to consider the said revision and no orders have been passed even on their application for stay so far, and in the meanwhile, the respondents are taking steps to implement the order dated 12-01-2005. Hence, this writ petition.

Having heard the learned counsel for the petitioners and the learned Government Pleader for Revenue, appearing for the respondents 1 to 3, and keeping in view that the statutory revision is pending, without expressing any opinion on merits, I deem it appropriate to dispose of the writ petition with a direction to the first respondent to dispose of the application for stay filed by the petitioners in their revision petition against the order of the second

respondent dated 12-01-2005, as expeditiously as possible, preferably within a period of two weeks from the date of receipt of a copy of this order. Till such time, the order of the second respondent dated 12-01-2005, shall not be given effect to.

Accordingly the Writ Petition is disposed of. No costs.

G.ROHINI, J

12th April, 2005

SKM

To

1 The District Collector, Ranga Reddy District, Ranga Reddy ,
2 The Revenue Divisional Officer, Ranga Reddy District.
3 The Mandal Revenue Officer, Rajendra Nagar Mandal,

Ranga Reddy District.

4 Two C.Cs. to G.P. for Revenue,

High Court Buildings, High Court of A.P., Hyderabad, (OUT)

5 Two C.D. copies.

*Form-NIC-OGS/WP{**BJPR**}*